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IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA

SECOND APPELLATE DISTRICT

DIVISION TWO

THE PEOPLE,

Plaintiff and Respondent,

v.

RAYMOND ANGEL FUAMATU,

Defendant and Appellant.

B249139

(Los Angeles County
Super. Ct. No. VA127130)

THE COURT:*

Raymond Angel Fuamatu (appellant) appeals from the judgment entered following a jury trial that resulted in his conviction for second degree robbery (Pen. Code, § 211).¹ The jury found true the allegation that appellant personally used a firearm during the commission of the offense (§ 12022.53, subd. (b)). The trial court sentenced appellant to 12 years in state prison comprised of the low term of two years for the robbery, plus 10 years for the firearm allegation.

* ASHMANN-GERST, Acting P. J. ., CHAVEZ, J., FERNS, J.†

† Judge of the Los Angeles Superior Court, assigned by the Chief Justice pursuant to article VI, section 6 of the California Constitution.

¹ All further references to statutes are to the Penal Code, unless stated otherwise.

We appointed counsel to represent him on appeal. After examination of the record, counsel filed an “Opening Brief” in which no issues were raised. On September 9, 2013, we advised appellant that he had 30 days within which to personally submit any contentions or issues which he wished us to consider. No response has been received to date.

Appellant’s conviction was based upon the following facts: On October 22, 2012, at approximately 7:40 p.m. Juan Garcia was walking towards Firestone Boulevard in the City of Los Angeles. He was approached by two men on bicycles—one to his left side and the other in front of him. Appellant, who wore a red sweatshirt with a hood asked Garcia where he was from. Garcia responded that he was from the City of Cudahy. Appellant pointed a gun at Garcia’s right side and said “I’m sorry. This is my job. Give me everything you have.” Garcia handed appellant his cell phone and wallet containing approximately \$80. Appellant and his companion rode away on bicycles towards Firestone Boulevard. Garcia called 9-1-1 from a nearby laundromat.

Los Angeles County deputy sheriffs responded to the call and broadcasted a description of the two men. Approximately 15 minutes later, appellant and another man were detained a few blocks away on John Avenue. A field lineup was conducted and Garcia identified appellant as the person who pointed the gun at him and robbed him. Garcia’s cell phone and wallet were recovered from appellant’s pants pockets. Following his arrest and waiver of his *Miranda*² rights, appellant admitted that he and his companion had robbed Garcia. He stated that he used a cell phone to simulate a gun and told Garcia to turn over his wallet. On October 26, 2012, a gun was recovered from the front yard of a residence on John Avenue, near where appellant had been detained. Garcia identified the gun as the same one that appellant used to rob him four days earlier.

² *Miranda v. Arizona* (1966) 384 U.S. 436.

We have examined the entire record and are satisfied that appellant's attorney has fully complied with his responsibilities and that no arguable issues exist. (*People v. Wende* (1979) 25 Cal.3d 436, 441.)

The judgment is affirmed.

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